

10-15-01

ATTORNEY DOCKET NO.
004578.1132

P. ENT APPLICATION
09/900,808

3728

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: SHACKLEE, Franky Lee
 Serial No.: 09/900,808
 Filing Date: July 6, 2001
 Title: AMMUNITION SHIPPING AND STORAGE
 CONTAINER AND METHOD

TC 3700 MAIL ROOM

#5
12/4/01
Bloss

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OCT 18 2001

Assistant Commissioner for
 Patents
 Washington, D.C. 20231

Dear Sir:

<p>EXPRESS MAIL CERTIFICATE NO. EL 759105478 US</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 C.F.R. § 1.10 and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date shown below.</p> <p><i>Willie Jiles</i> Willie Jiles</p> <p>OCTOBER 12, 2001 Date of Signature</p>

Request To Rescind Previous Nonpublication Request
Under 35 U.S.C. § 122(b)(2)(B)(ii)

Pursuant to 35 U.S.C. § 122(b)(2)(B)(ii), Applicant hereby rescinds the non-publication request made under 35 U.S.C. 122(b) at the time of filing the above-referenced Continuation patent application. Furthermore, Applicant respectfully advises the Commissioner that the invention disclosed in the above-referenced U.S. Continuation patent application may be the same or similar to the subject of another application(s) previously filed in another country.

Due to an unintentional clerical oversight, a non-publication request was submitted along with the above-referenced Continuation patent application. The non-publication request was filed because Applicant had not and did not plan to subsequently file the Continuation patent application in any other country or under a multilateral international agreement that requires publication. However, portions or all of the invention

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disclosed in the Continuation patent application may have been previously disclosed in related U.S. Patent Applications: Serial No. 09/224,218 (now U.S. Patent No. 6,290,087), filed on December 30, 1998 and entitled AMMUNITION SHIPPING AND STORAGE CONTAINER AND METHOD, and Serial No. 09/630,352, filed July 28, 2000 and entitled AMMUNITION SHIPPING AND STORAGE CONTAINER AND METHOD, which have been filed in other countries. Therefore, the certification made on the face of the non-publication request may be incorrect.

It is believed that there are no fees required in connection with the filing of this Request. However, in order to ensure the timely filing of this Request, the Commissioner is hereby authorized to charge any required fees to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,
BAKER BOTTS L.L.P.



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Date: 10/12/01

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